

22581 U.S. PTO  
10/810971  
032604

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>APPLICANT(S):</i>	Bradford B. Glade, et al	<i>GROUP ART UNIT:</i>	Not Yet Assigned
<i>U.S.S.N.:</i>	Not Yet Assigned	<i>EXAMINER:</i>	Not Yet Assigned
<i>FILING DATE:</i>	Not Yet Assigned	<i>CUSTOMER NO.</i>	<b>24227</b>
<i>TITLE:</i>	<i>SYSTEM AND METHOD FOR MANAGING STORAGE NETWORKS AND FOR MANAGING SCALABILITY OF VOLUMES IN SUCH A NETWORK</i>		

**Certificate of Express Mailing Under 37 C.F.R. §1.10**

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Date: March 26, 2004

By: Sandra A. Kulaga  
Print Name: Sandra A. Kulaga

**UTILITY PATENT APPLICATION TRANSMITTAL**

Mail Stop: Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a patent application entitled:

**SYSTEM AND METHOD FOR MANAGING STORAGE NETWORKS AND FOR  
MANAGING SCALABILITY OF VOLUMES IN SUCH A NETWORK**

**This application is a ☐ Continuation ☐ Divisional ☒ Continuation-in-Part of prior application serial number 09/608,521, filed on June 30, 2000.**

**Named Inventor(s) / Inventor Address(es) / Inventor Citizenship(s):**

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**Enclosed is/are:**

- [X] Transmittal Letter (this form, 3 Pages, IN DUPLICATE) Total Pages 6;
- [X] Utility Patent Application Specification including Title of the Invention, Background of the Invention, Summary of the Invention, Brief Description of the Drawings, Detailed Description, 19 Claims (3 Independent, 16 dependent), Abstract of the Disclosure, Total Pages: 52;
- [X] Drawings: [X] Formal, [ ] Informal (Figs: 1-26), Total Sheets: 18;
- [ ] Newly Executed Oath/Declaration/Power Of Attorney, Total Pages:   ;
- [ ] Assignment Papers (Assignment Recordation Cover Sheet 1 page, Copy of Assignment Document    pages), Total Pages:   ;
- [X] Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i);
- [X] Return Receipt Postage Pre-paid Postcard;
- [X] Fee Transmittal for 2004 (in duplicate);
- [X] Authorization to charge deposit account, with fee amounts calculated as follows:

CLAIMS	Number Filed	Number Extra	Rate	Calculations
Total Claims	<u>19</u> - <u>20</u> =	<u>0</u>	x \$18	
Independent Claims	<u>3</u> - <u>3</u> =	<u>0</u>	x \$86	
Multiple Independent Claims			+ 290 =	
BASIC FILING FEE =				770.00
Total of Above Calculations =				770.00
Assignment Recordation Fee =				0.00
TOTAL FEE FOR THIS PATENT APPLICATION =				<u>\$770.00</u>

**Please direct all telephone calls and address all correspondence to:**

Robert Kevin Perkins, Esq. (Reg. No. 36,634)  
EMC Corporation  
Office of the General Counsel  
176 South Street  
Hopkinton, MA 01748  
United States of America  
Telephone: (508) 293-6985  
Facsimile: (508) 293-7189


Please charge any fees associated with this transaction to Deposit Account No. 05-0889.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 293-6985, in Hopkinton, Massachusetts.

**CUSTOMER NO. 24227**

Respectfully submitted,

Dated: March 26, 2004

By:   
Robert Kevin Perkins, Esq. (Reg. No. 36,634)  
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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 770.00

**Complete if Known**

Application Number	Not Yet Assigned
Filing Date	Not Yet Assigned
First Named Inventor	Bradford B. Glade, et al
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assigned
Attorney Docket No.	EMC-02-119CIP2

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

05-0889

EMC Corporation

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	770.00
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
<b>SUBTOTAL (1)</b>			<b>(\$ 770.00)</b>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid	
19	-20** = 0	X	0.00	
Independent Claims	3	-3** = 0	X	0.00
Multiple Dependent			X	0.00

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>			<b>(\$ 0.00)</b>

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee Code	Fee Code	Fee Code	Fee Description	Fee Paid
1051 130	2051 65	1052 50	2052 25	Surcharge - late filing fee or oath	
1053 130	1053 130	1812 2,520	1812 2,520	Surcharge - late provisional filing fee or cover sheet	
1804 920*	1804 920*	1805 1,840*	1805 1,840*	Non-English specification	
1812 2,520	1812 2,520	1804 920*	1804 920*	For filing a request for ex parte reexamination	
1805 1,840*	1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of SIR prior to Examiner action	
1251 110	2251 55	1252 420	2252 210	Requesting publication of SIR after Examiner action	
1252 420	2252 210	1253 950	2253 475	Extension for reply within first month	
1253 950	2253 475	1254 1,480	2254 740	Extension for reply within second month	
1254 1,480	2254 740	1255 2,010	2255 1,005	Extension for reply within third month	
1255 2,010	2255 1,005	1401 330	2401 165	Extension for reply within fourth month	
1401 330	2401 165	1402 330	2402 165	Extension for reply within fifth month	
1402 330	2402 165	1403 290	2403 145	Notice of Appeal	
1403 290	2403 145	1451 1,510	1451 1,510	Filing a brief in support of an appeal	
1451 1,510	1451 1,510	1452 110	2452 55	Request for oral hearing	
1452 110	2452 55	1453 1,330	2453 665	Petition to institute a public use proceeding	
1453 1,330	2453 665	1501 1,330	2501 665	Petition to revive - unavoidable	
1501 1,330	2501 665	1502 480	2502 240	Petition to revive - unintentional	
1502 480	2502 240	1503 640	2503 320	Utility issue fee (or reissue)	
1503 640	2503 320	1460 130	1460 130	Design issue fee	
1460 130	1460 130	1807 50	1807 50	Plant issue fee	
1807 50	1807 50	1806 180	1806 180	Petitions to the Commissioner	
1806 180	1806 180	8021 40	8021 40	Processing fee under 37 CFR 1.17(q)	
8021 40	8021 40	1809 770	2809 385	Submission of Information Disclosure Stmt	
1809 770	2809 385	1810 770	2810 385	Recording each patent assignment per property (times number of properties)	
1810 770	2810 385	1801 770	2801 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1801 770	2801 385	1802 900	1802 900	For each additional invention to be examined (37 CFR 1.129(b))	
1802 900	1802 900			Request for Continued Examination (RCE)	
				Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$ 0.00**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	Robert Kevin Perkins	Registration No. (Attorney/Agent)	36,634	Telephone	508-293-6985
Signature	<i>Robert Kevin Perkins</i>	Date	March 26, 2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

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<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor		Bradford B. Glade, et al
	Title	System and Method for Managing Storage Networks and for Managing Scalability ...	
	Attorney Docket Number		EMC-02-119CIP2

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

March 26, 2004  
Date

  
Signature

(508) 293-6985  
Telephone Number

Robert Kevin Perkins  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a) The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.